

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

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KINETIC CONCEPTS, INC., KCI  
LICENSING, INC., KCI USA, INC., KCI  
MEDICAL RESOURCES, MEDICAL  
HOLDINGS LIMITED, KCI  
MANUFACTURING, and WAKE FOREST  
UNIVERSITY HEALTH SCIENCES

*Plaintiffs,*

v.

CONVATEC, INC., BOEHERINGER  
WOUND SYSTEMS, LLC, and  
BOEHERINGER TECHNOLOGIES, L.P.

*Defendants.*

Case No. 1:08-CV-00918

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AND RELATED COUNTERCLAIMS

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**STIPULATION OF DISMISSAL WITH PREJUDICE**

Plaintiffs Kinetic Concepts, Inc., KCI Licensing, Inc., KCI USA, Inc., KCI Medical Resources, Medical Holdings Limited, KCI Manufacturing (collectively “KCI”) and Plaintiff Wake Forest University Health Sciences (“Wake Forest”) hereby stipulate that any and all of their claims against Defendants ConvaTec, Inc. (“ConvaTec”), Boehringer Wound Systems, LLC, and Boehringer Technologies, L.P. (collectively, “Boehringer”) in the above-captioned action (whether denominated as claims, counterclaims, crossclaims or otherwise) are dismissed with prejudice pursuant to Rule 41

of the Federal Rules of Civil Procedure. Defendants ConvaTec and Boehringer hereby stipulate that any and all of their claims against KCI and Wake Forest in the above-captioned action (whether denominated as claims, counterclaims, crossclaims or otherwise) are dismissed with prejudice pursuant to Rule 41 of the Federal Rules of Civil Procedure. Accordingly, all parties jointly stipulate that the above-captioned action is dismissed with prejudice. This stipulation shall not extinguish any claims (whether denominated as claims, counterclaims, crossclaims or otherwise) or defenses in any other case as between Wake Forest and KCI.

Plaintiffs and Defendants agree that each party shall bear and assume its own costs and expenses, including attorneys' fees, in this action.

Date: June 3, 2013

Respectfully submitted,

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